

1  
2  
3  
4  
5  
6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT TACOMA

9 UNITED STATES OF AMERICA,

CR05-5264FDB

10  
11 Plaintiff,

12 vs

ORDER TO CONTINUE  
TRIAL DATE

13 ROMULO BAUTISTA-OCAMPO,  
14 GUSTAVO MIRAMONTES-PONCE,  
15 JESUS FLORES MANZO,

16  
17 Defendants.  
18

19 THE COURT having considered the pleadings of the parties, the records and files herein, and the  
20 motions for continuance of the trial date, the Court hereby makes the following findings:

21  
22 The Court finds that a failure to grant the continuance would deny counsel the reasonable time  
23 necessary for effective preparation, taking into account the exercise of due diligence, within the meaning  
24 of 18 U.S.C. § 3161(h)(8)(B)(ii).

25 The Court further finds that the ends of justice will be served by ordering a continuance in this  
26 case, that a continuance is necessary to insure effective trial preparation and that these factors outweigh  
27 the best interests of the public and the defendant in a more speedy trial, within the meaning of 18 U.S.C.  
28 § 3161(h)(8)(A).

//

//

1 IT IS THEREFORE ORDERED that the motion(s) to continue trial is granted and the trial date  
2 in this case shall be continued from September 12, 2005 to November 7, 2005 at 9:00 a.m.

3 IT IS FURTHER ORDERED the period of time from the current trial date of September 12,  
4 2005, up to and including the new trial date of November 7, 2005, shall be excludable time pursuant  
5 to the Speedy Trial Act, 18 U.S.C. § 3161 *et seq.*

6 IT IS FURTHER ORDERED that the pretrial conference is continued to October 28, 2005 at  
7 3:30 pm.

8 IT IS FURTHER ORDERED that the pretrial motions deadline is extended to September 23,  
9 2005.

10 DONE this 2<sup>nd</sup> day of September 2005.  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

A handwritten signature in black ink, appearing to read 'Franklin D. Burgess', is written over a horizontal line.

FRANKLIN D BURGESS  
United States District Judge